IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6767 of 2007()

CRIME NO.217/07 OF NENMARA POLICE STATION

PETITIONERS : APPLICANTS/ACCUSED NO.2 & 3

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1. SYAMRAJ @ SYAM, AGED 24 YEARS,
S/O. DHARMMAN, MUTHUKKAD ESTATE, CHINNAKKANAL,
MUNNAR, IDUKKI DISTRICT.

2. KANNAN, AGED 25 YEARS, S/O. DEVIYAPPAN,
PERIYAKANAL ESTATE, CHINNAKKANAL, MUNNAR,
IDUKKI DISTRICT.

BY ADV. SRI.P.VIJAYA BHANU
SRI.M.REVIKRISHNAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 6767 of 2007

Dated this the 13th day of November, 2007

ORDER

Application for regular bail. The petitioners are accused 2 and 3. They face allegations in a crime registered under Secs.399 and 402 of the IPC. They are three of the 5 accused who were available in a jeep armed with weapons, chilly powder etc.; two of them (A4 and A5) ran away. The petitioners were arrested. An earlier application for regular bail filed by the petitioners was dismissed as per the order dated 16/10/07 in B.A.No.6260/07. I have adverted to the facts in detail in the said order. This order must be read in continuation of the said order. I am hence not adverting to the facts in any greater detail in this order.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigator is given the full complement of 60 days from 16/9/07 to complete the investigation and I am satisfied that the petitioner can now be enlarged on bail

subject to appropriate terms and conditions.

3. **In the result:**

(a) This application is allowed. The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioners shall not be released from custody on the strength of this order prior to 15/11/07. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(ii) The petitioners shall execute bonds for Rs.1,00,000/- (Rupees one lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(iii) The petitioner shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

Sd/-

(R. BASANT, JUDGE)

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//true copy// P.S. to Judge